

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Matthew W. Kay, Matthew J. Laughlin, and Colin P. Campbell

Serial No.: 09/384,182

Filed: August 27, 1999

For: TELEVISION COMMERCE SYSTEM

Attorney Docket No.: 108924.116

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231
ATTN: BOX MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts of Application mailed on September 14, 1999, filing date granted, applicants submit the following documents for filing in the above-referenced patent application:

1. An executed Combined Declaration and Power of Attorney form;
2. Statement Claiming Small Entity Status;
3. A copy of the Notice to File Missing Parts of Application; and
4. Return Postcard.

The Commissioner is hereby authorized to debit our Deposit Account No. 08-0219 the surcharge fee of \$65.00 for the Declaration, the basic filing fee of \$380.00, and additional claim fees of \$72.00 for 8 claims over 20, and \$39.00 for 1 independent claim over 3. The Commissioner is also hereby authorized to debit Deposit Account No. 08-0219 any required fee necessary to maintain the pendency of this application.

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,



Michael A. Diener
Registration No. 37,122

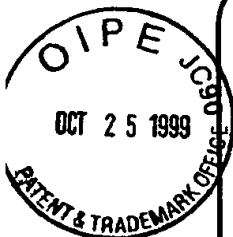
Date: October 21, 1999

HALE AND DORR LLP
60 State Street
Boston, MA 02109
Telephone: 617-526-6454

Sector 1/1

Please type a plus sign (+) inside this box → ☐PTO/SB/21 (6-98)
Approved for use through 09/30/2000. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/384,182
	Filing Date	August 27, 1999
	First Named Inventor	Kay
	Group Art Unit	2776
	Examiner Name	Not Assigned
Total Number of Pages in This Submission	--	Attorney Docket Number 108924.116

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Executed Combined Declaration & Power of Attorney; Copy of Missing Parts
<input type="checkbox"/> Information Disclosure Statement	<input checked="" type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Michael A. Diener Reg. No. 37,122
Signature	
Date	October 21, 1999

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 10/21/99			
Typed or printed name	Karen Kenney		
Signature		Date	10/21/99

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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Title: TELEVISION COMMERCE SYSTEM

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(d) and 1.27(c)) - SMALL BUSINESS CONCERN**

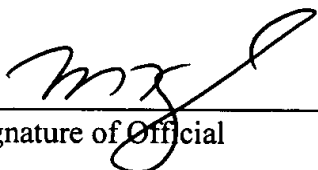
I declare that I am an official of, and am empowered to act on behalf of CommerceTV Corporation, a Delaware corporation, which qualifies as a small business concern as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Sections 41(a) and (b) of Title 35, U.S.C., to the Patent and Trademark Office with regard to the above-identified invention.

CommerceTV Corporation has exclusive rights to the invention and has not assigned, granted, conveyed or licensed, and is under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person or entity that could not be classified as a small entity under 37 CFR 1.9(c)-(e).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

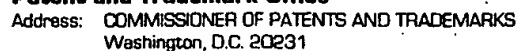
Name of Official: Matthew W. Kay
Title of Official: President & Chief Executive Officer



Signature of Official

9/23/99

Date

09/14/99

PART 2 - COPY TO BE RETURNED WITH RESPONSE